

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In Re:

Richard A. Miles

Debtor.

Case 09-78811-tjt
Chapter 13 Bankruptcy

**ORDER *DENYING* MOTION FOR EXPEDITED HEARING ON
DEBTOR'S MOTION TO MODIFY THE CONDITIONS OF
THE ORDER IMPOSING STAY**

The Debtor has filed two motions today (April 20, 2010): (1) a motion entitled “Motion to Modify the Conditions of the Order Imposing Stay Dated January 7, 2010” (Docket # 52, the “Modification Motion”); and (2) a motion for expedited hearing on the Modification Motion, seeking an expedited hearing no later than *April 22, 2010* (Docket # 53, the “Expedited Hearing Motion”).

The Court concludes that the Expedited Hearing Motion must be denied, because the motion is filed too late to hold a hearing on the Modification Motion on April 22. Such a hearing would give less than two-days notice to creditors and the Trustee of the hearing. Such notice is not adequate under the circumstances. And the Expedited Hearing Motion is untimely; it should have been filed much sooner than April 20, 2010. No reason is presented why the Expedited Hearing Motion could not have been filed much sooner than April 20, 2010. The Debtor obviously has known about the circumstances motivating the Modification Motion since at least some time in March 2010. Accordingly,

IT IS ORDERED that the Expedited Hearing Motion (Docket # 53) is denied.

Signed on April 20, 2010

/s/ Thomas J. Tucker

**Thomas J. Tucker
United States Bankruptcy Judge**